

August 1, 2012

To the Honorable John E. Adams and Board of Selectmen:

The Charter Revision Commission is pleased to present the enclosed final Report for your consideration. This final Report reflects the consideration and adoption of the three recommendations by the Board of Selectmen stated at its July 2, 2012 meeting; namely:

1. Chapter 10, Finance and Taxation, Section 10-2 (1st paragraph, 1st sentence): On or before the 3rd Monday in March the Town Manager shall present to the Board of Selectmen a budget consisting
2. Chapter 11, The Town Meeting, Section 11-2 (1st paragraph, 3rd sentence): The Town Clerk shall serve as clerk of all Town meetings; but in the Town Clerk's absence, an appointed town staff person would take the place of the Town Clerk.
3. Chapter 11, The Town Meeting, Section 11-3(c) (3rd sentence): The voting ballot labels shall be approved by the Town Clerk.

In terms of an overall summary of its work, the Commission has undertaken a comprehensive review of the Charter as charged by the Board of Selectmen. The Commission studied all aspects of the Charter. As a matter of protocol, it did so through four separate working groups as to designated Charter sections and then as a consolidated consideration of the entire Charter by the Commission as a whole. In addition, the Commission sought input from a number of Town Boards, Commissions, Committees and Officials. The Commission held 22 meetings as a Commission of the whole, two public hearings and one public input session.

The Commission determined that the present Charter served as an effective foundational document for the governance of the Town of Granby. There are a number of potential improvements, however, which the Commission thought worthy of consideration by the Board of Selectmen and ultimately by the citizens of Granby. Those improvements are reflected in the proposed Revised Charter contained in the Report; are addressed in substantial part in the Report's Introduction; and are illustrated by an accompanying "red-lined" copy of the proposed Revised Charter.

The enclosed final Report was approved unanimously on a 6 – 0 vote by the Commission. (The necessary late July schedule of the Commission's final meeting

caused the unavoidable absence of three of its members.) The principal proposed modification from the present Charter is the provision for an automatic machine vote on the annual Town budget. As the Board of Selectmen will understand, there remains some concern within the Commission as to the advisability of such a modification. Indeed, the Commission members believe that, because of the significance of this modification, the Granby referendum voters should be given the opportunity to adopt this modification or to retain the present Town meeting protocol. Accordingly, the Commission adopted a corresponding resolution recommending that the Board of Selectmen present the Charter Revision to the Granby voters in the form of two separate questions. One question should address the process for adopting the annual Town budget as outlined in the proposed Charter Sections 10 and 11 and the other should address the balance of the proposed Charter revisions. The Commission further recommends that the question as to the Town budget approval process be clearly defined and, if feasible, be presented in such a way that would allow the voters to choose between the present Town meeting protocol and the within described machine vote protocol. For reference in this regard, I am enclosing a copy of the Town Clerk's Warning of October 24, 1983.

We look forward to your final decision on the Commission's Report, and we thank you for the opportunity to serve.

Respectfully submitted,

Francis J. Brady - Chairman

Terri Ann Hahn
Diane Hernsdorf
Annie Hornish
Lowell C. Johnson – Vice Chairman
Sheri Litchfield
James Lofink
Melissa Migliaccio
David Russell

Enclosures

cc: William F. Smith, Jr., Town Manager (w/encls.)

TOWN OF GRANBY

REPORT OF

THE CHARTER REVISION COMMISSION

REVISED CHARTER (DEPICTING REVISIONS)

(AUGUST 1, 2012)

INTRODUCTION

By way of introduction, the Commission deemed it appropriate to record certain matters that were considered during the course of its work. Those matters are addressed in the below fourteen paragraphs. Following those paragraphs is the Revised Charter as proposed by the Commission with accompanying side bar notes explaining the significant changes.

CERTAIN ITEMS CONSIDERED FOR THE REVISED CHARTER

1. Consideration was given to providing certain definitions. [The Commission determined to state the definitions of a number of terms. Those definitions appear on page ii of the revised Charter.]
2. Consideration was given to capitalizing certain terms. [The Commission determined that it was appropriate to capitalize the following terms: Town (and) Town of Granby, Charter, Board of Selectmen, Board of Finance, Board of Education, Registrar of Voters, First Selectman, Selectmen, Town Manager, Board of Assessment Appeals, Zoning Board of Appeals, Town Clerk, Town Moderator and Planning and Zoning Commission. The capitalizations appear throughout the proposed revised Charter.]
3. Consideration was given to providing a time frame within which the Board of Selectmen should fill vacancies (Section 2-6). [The provision presently requires an appointment to fill a vacancy on the Board of Selectmen within 30 days. It is silent, however, with respect to the timing of the appointments to fill vacancies in other positions. After considering the traditional nomination and deliberation processes, the Commission determined that the imposition of a rigid deadline would not be constructive.]
4. Consideration was given to allowing the Board of Selectmen the authority to declare a vacancy in an elected position because of circumstances where an elected member's undue number of absences creates a defacto vacancy (e.g., Section 2-6). [Because of the concern that such an action may constitute a "recall", the Commission determined that such authority would be inconsistent with the State elections law.]
5. Consideration was given to extending the term of the Board of Selectmen members and staggering those terms so that they overlap for purposes of continuity (Section 3-4). [Because the Board of Selectmen constitutes the governing body of the Town, the Commission determined that the voters should have an opportunity to review the performance of its members on a biennial basis. Further, the Commission

determined that the present two-year term provides adequate accountability and the practical aspect of several members of the Board of Selectmen traditionally standing for re-election provides the appropriate continuity. Moreover, there was a concern that extending the term, particularly for position of First Selectman, might dissuade interested persons from becoming candidates.]

6. Consideration was given to increasing the number of members of the Board of Finance (Section 3-6). [The general statutes expressly contemplate that there be six members of the Board of Finance. C.G.S. Section 7-340. Moreover, the Commission determined that the present number of six members had worked well over many years and that its even number fostered cooperation in terms of its decision making process. In addition, the practical need for a supermajority vote (4 of 6) served to further contribute to cooperation and consensus.]
7. Consideration was given to exempting appointees from the Position of Profit proscription (Section 3-12). [The Commission considered the suggestion that it might be advantageous to the Town to exempt from the proscription those volunteer members of the Town Building Committees who were architects, engineers and comparable professionals (and who have specific talents that would be of considerable value) and who have existing contractual relations with the Town. Nevertheless, on balance, the Commission concluded that it would be better to adhere to the present arrangement whereby such volunteers should have no “position of profit” associated with the Town.]
8. Consideration was given to the establishment of an ethics commission. [Section 3-12 of the Charter (Position of Profit) was affirmed to include both appointed and elected officials, and that provision was deemed a satisfactory manner to address any concerns in this regard. Moreover, the authority to establish an ethics commission already resides with the Board of Selectmen and, if such a commission were deemed helpful at a later time, that Board could establish such a commission consistent with the general statutes.]
9. Consideration was given to listing additional “officials” within the Charter other than those that are presently listed (e.g., Section 7-4). [The Commission decided that the inclusion of such a list would not prove beneficial and would introduce a degree of inflexibility within the Charter. Moreover, as new positions were added, their absence from the Charter might prove incongruous.]
10. Consideration was given to the timetable, and the process for the budget format and procedure for adoption (Section 10-2 and Section 10-5). [The Commission considered several aspects of this issue and determined to propose modest adjustments. Specifically, the time frame for the submission of the proposed budget to

the Town Manager should be moved back to allow adequate time for deliberation before being presented to the Board of Finance and a simple modification should be made to the format of the budget as presented for a vote so as to provide greater clarity and flexibility to the process.]

11. Consideration was given to the retention of the annual Town meeting as the mechanism to approve the annual Town budget (Section 10-5). [The Commission devoted substantial time and attention to the consideration of the views of the public in this regard, to the consideration of an informational petition in support of the direct referendum concept and to the Board of Selectmen's recommendation. On balance, it was determined that the retention of the annual Town meeting as the mechanism to approve the annual budget was not advisable. Specifically, the Commission concluded that the automatic machine vote should be the protocol utilized for adopting the annual budget. The Commission considered, but did not accept, several other alternatives to that recommended in this Report. They include:
 - Retaining the annual Town meeting as the approval process, increasing the number of voters necessary for a quorum from 230 to 250 and implementing a machine vote for any proposed increase greater than 4% of the current tax levy.
 - Retaining the annual Town meeting as the approval process, maintaining several of the internal meeting changes, and separating the meeting into two sessions (a Monday evening and a Saturday daytime).
 - Allowing for a petition for a referendum to be held instead of an annual Town meeting vote.
 - Allowing for a petition for a referendum to override the budget vote at the annual Town meeting.
 - Retaining the annual Town meeting as the approval process except hold a single session (on Saturday) for the annual Town meeting.
 - Retaining the annual Town meeting as the approval process except substitute other date(s) for the annual Town meeting.]
12. Consideration was given to the bifurcating of the budget into (i) an education budget and (ii) a municipal budget (Section 10-5). [The Commission noted that, unlike those towns that participate in regional school districts, Granby has a single source of funds for its schools and town services. It was the consensus of the

Commission that Granby is one town and should have one budget, with a balancing of the funding priorities being established by the elected boards and ultimately ratified or rejected by the voters.]

13. Consideration was given to limiting the number of machine votes following the failure to adopt a budget. [The Commission considered limiting the number of machine votes for the purpose of bringing closure and certainty to the budgetary process. That benefit was outweighed by the consideration of the public's right to provide final approval to the budget. Therefore, the Commission determined that there should be no such limitation imposed. It was further determined that the Board of Finance had adequate authority under present Section 10-5 to continue to authorize appropriations necessary to fund the normal operations of the town while the referendum process continued.]
14. Consideration was given to increasing the authority of the Board of Finance and the town meeting to appropriate funds (Section 10-6 and Section 11-3). [After considering the present authority (1 1/2% of the current tax levy for the Board of Finance and 3% of the current tax levy for the town meeting), the Commission determined that such levels of authority were satisfactory. Any additional funding beyond the present levels and outside of the annual budget appropriation should be submitted to the voters in a referendum. The Commission recognized however, that circumstances may arise that warrant emergency appropriations, and the Commission developed a specific provision to address those circumstances.]

PROPOSED REVISED CHARTER

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Construction of Charter

1. As per Connecticut General Statutes (CGS or general statutes or statutes) Section (Sec. or other abbreviation) 1-1: word and phrases shall be construed according to commonly approved language and common custom in Granby unless otherwise noted; technical words and phrases, and such as have a peculiar and appropriate meaning in the law, shall be construed and understood accordingly.
2. Unless context otherwise requires, pronouns of any gender shall include both the masculine and feminine gender and the singular pronoun shall be deemed to include the plural
3. “Ordinance” shall be defined as per CGS Sec. 7-148 and mean an enactment under the provisions of CGS Sec. 7-157.
4. Consistent with the Connecticut General Statutes, town officers and town officials are used interchangeably in this document.
5. A “Machine Vote” refers to a “Referendum” as defined by the Connecticut General Statutes. Voting at a referendum must be by secret ballot but may be a paper ballot or machine count based on the technology available at the time and as determined by the Town Registrars based on expected turnout.
6. Printed or posted material or requirements may include published (paper) or physically posted or electronic means available at the time. Any new technology may be included in addition to those traditional or conventional means of posting and notification.
7. The terms “elector” and “voter” shall be defined by the Connecticut General Statutes.
8. Reference to the Connecticut General Statutes includes any later or subsequent amendment to said statute.

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 1</p> <p style="text-align: center;">INCORPORATION AND GENERAL POWERS</p>	
<p>Section 1-1</p> <p>INCORPORATION. All the inhabitants dwelling within the territorial limits of the Town of Granby, as heretofore constituted, shall continue to be a body politic and corporate under the name of the "Town of Granby", hereinafter in this charter <u>Charter</u> called "the town <u>Town</u>", and as such shall have perpetual succession and may hold and exercise all powers and privileges herein conferred, and all powers and privileges conferred upon towns under the general statutes of the State of Connecticut.</p>	
<p>Section 1-2</p> <p>RIGHTS AND OBLIGATIONS. All property, both real and personal, all rights of action and rights of every description and all securities and liens in the town <u>Town</u> as of the date this charter <u>Charter</u> shall take effect are continued. The town <u>Town</u> shall continue to be liable for its debts and obligations. Nothing herein shall be construed to affect the right of the town <u>Town</u> to collect any assessment, charge, debt, or lien. If any contract has been entered into by the town <u>Town</u> prior to the effective date of this charter <u>Charter</u> or any bond or undertaking has been given by or in favor of the town <u>Town</u> which contains provisions that the same may be enforced by any office or agency therein named, which is hereby abolished, such contracts, bonds, or undertakings shall continue in full force and effect. The powers conferred and the duties imposed with reference to the same upon any such office or agency shall, except as otherwise provided in this charter <u>Charter</u>, thereafter be exercised and discharged by the board <u>Board</u> of selectmen <u>Selectmen</u> of said town <u>Town</u>.</p>	

Current	Explanation for Proposed Changes
<p>Section 1-3</p> <p>GENERAL GRANT OF POWERS. In addition to all powers granted to towns under the constitution and general statutes, the town <u>Town</u> shall have all powers specifically granted by this charter <u>Charter</u> and all powers fairly implied in or incident to the powers expressly granted and all other powers incident to the management of the property, government and affairs of the town <u>Town</u>, including the power to enter into contracts with the United States or any federal agency, the State of Connecticut or any political subdivision thereof for services and the use of facilities, the exercise of which is not expressly forbidden by the constitution and the general statutes of the State of Connecticut.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 2</p> <p style="text-align: center;">ELECTIONS</p>	
<p>Section 2-1</p> <p>GENERAL. (a) Nomination and election of state and federal officers, state senators and representatives, judge of probate and such elective town<u>Town</u> officers, boards and commissions as are provided for in this charter<u>Charter</u> shall be conducted, and the registrars<u>Registrars</u> of voters<u>Voters</u> shall prepare lists of electors qualified to vote therefore, in the manner prescribed in the constitution and the general and special laws of the state applicable to the town<u>Town</u>, except as hereinafter provided.</p> <p>(b) Regular town<u>Town</u> elections shall take place on the first Tuesday after the first Monday in November of each odd numbered year.</p>	
<p>Section 2-2</p> <p>MINORITY REPRESENTATION, ELECTIVE AGENCIES. Minority representation on any elective board, committee, commission or similar body of the town<u>Town</u> shall be determined in accordance with the provisions of section 9-167a of the general statutes as amended—except in the case of a five-member board, committee, commission or similar body where the maximum number of any such board, committee, commission or similar body from the same political party shall be three. The maximum number of any elective board, committee, commission or similar body who may be members of the same political party shall be as specified in the following table:</p>	

Current	Explanation for Proposed Changes
<p>Column I Column II</p> <p>Total Membership Maximum from One Party</p> <p>3 2</p> <p>4 3</p> <p>5 3</p> <p>6 4</p> <p>7 5</p> <p>8 5</p> <p>9 6</p> <p>More than 9 Two-thirds of total membership</p>	
<p>Section 2-3</p> <p>MUNICIPAL VOTING DISTRICTS. There shall be voting districts as the same existed on the effective date of this charter<u>Charter</u>, and the number of such districts shall not be increased or diminished, nor their boundaries altered, except by ordinance of the board<u>Board</u> of selectmen<u>Selectmen</u> approved by a majority of the electors voting on a date established by the board<u>Board</u> of selectmen<u>Selectmen</u>.</p>	
<p>Section 2-4</p> <p>ELIGIBILITY FOR OFFICE. No person who is not at the time of his election a registered voter of the town<u>Town</u>, shall be eligible for election to any town<u>Town</u> office, and any person ceasing to be a registered voter of said town<u>Town</u> shall thereupon automatically cease to hold elective office in the town<u>Town</u>.</p>	

Current	Explanation for Proposed Changes
<p>Section 2-5</p> <p>BREAKING A TIE. When any regular or special town-<u>Town</u> election conducted pursuant to the provisions of this charter-<u>Charter</u> results in a tie, and <u>all but</u> one of the tied candidates shall not have voluntarily retired from the contest, a special election shall be conducted to determine who shall be elected. Said special election shall be held by the board-<u>Board</u> of selectmen-<u>Selectmen</u> on the seventh day after the election which resulted in a tie and shall be confined to the tied candidates. Any voting machine, the returns from which are not subject to disagreement, may be unlocked and used in said special election. If voting machines are not available in sufficient number, paper ballots may be used in place of or in conjunction with voting machines.</p>	
<p>Section 2-6</p> <p>VACANCIES. Any vacancy in any elective town-<u>Town</u> office from whatever cause arising, except in the office of first selectman-<u>First Selectman</u> or in the office of selectman <u>or in the office of Registrar of Voters where governed by the general statutes</u>, shall be filled by appointment by the board-<u>Board</u> of selectmen-<u>Selectmen</u> for the unexpired portion of the term or until the next biennial election, whichever shall be sooner; provided that when the person vacating the office shall have been elected as a member of a political party, such vacancy shall be filled by the appointment of a member of the same political party. If there is a biennial election before the expiration of the term of office of any person appointed to an elective office under the provisions of this section, such office shall be filled by the election of a person to fill that office for the unexpired portion of the term, such person to take office on the second Tuesday following the election. When a vacancy occurs in the office of the first selectman-<u>First Selectman</u> or in the office of selectman, it shall be filled by the remaining members of the board-<u>Board</u> of selectmen-<u>Selectmen</u> with a member of the same political party of the person who is being replaced.</p>	<p>The change is included to recognize the express authority of the general statutes as applied to the Registrar of Voters in certain circumstances.</p>

Current	Explanation for Proposed Changes
<p>If the board cannot decide upon a person within thirty days of the occurrence of the vacancy, a special election shall be held as soon as possible in procedural accordance with state statutes and subject to the minority representation provisions of this charterCharter. Vacancies in the office of Registrar of Voters shall follow the provisions of section 9-192 of the general statutes where applicable.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 3</p> <p style="text-align: center;">ELECTIVE OFFICERS</p>	
<p>Section 3-1</p> <p>GENERAL POWERS AND DUTIES. Except as otherwise provided in this charter<u>Charter</u>, all elective town<u>Town</u> officers, boards and commissions shall have the powers and duties prescribed by law.</p>	
<p>Section 3-2</p> <p>TERMS OF OFFICE. The terms of office of all elective officers, board and commission members shall, except as otherwise provided in this charter<u>Charter</u>, commence on the second Tuesday following their election, and shall not expire before the election and qualification of their successors.</p>	
<p>Section 3-3</p> <p>REGISTRARS OF VOTERS. There shall be two registrars<u>Registrars</u> of voters<u>Voters</u> to be elected in the state election for terms of four years as provided in section 9-189a and 9-190a as amended of the general statutes.</p>	<p>Section 9-190a is deleted as being superseded by section 9-189a.</p>
<p>Section 3-4</p> <p>BOARD OF SELECTMEN. At each biennial election there shall be elected a first selectman<u>First Selectman</u> and four other members of the board<u>Board</u> of selectmen<u>Selectmen</u>, all for terms of two years. The conduct of such election and the counting of votes as cast for both the office of first selectman<u>First Selectman</u> and selectman shall be governed by the general statutes.</p>	

Current	Explanation for Proposed Changes
<p>Section 3-5</p> <p>BOARD OF EDUCATION. The board<u>Board</u> of education<u>Education</u> shall consist of seven members. At each biennial election, there shall be elected one member for a term of four years to succeed each member whose terms shall expire. The election shall be conducted in accordance with section 9-204b of the general statutes, the provisions of which are incorporated into this charter<u>Charter</u>. At each election, each political party shall have the right to nominate as many persons as there are vacancies and each elector may vote for as many persons as there are vacancies.</p>	
<p>Section 3-6</p> <p>BOARD OF FINANCE. The board<u>Board</u> of finance<u>Finance</u> shall consist of six members each of whom is elected for a term of four years. At each biennial election there shall be elected one member for a term of four years to succeed each member whose term shall expire.</p>	
<p>Section 3-7</p> <p>BOARD OF ASSESSMENT APPEALS. The board<u>Board</u> of assessment appeals<u>Assessment Appeals</u> shall consist of three members each of whom is elected for a term of four years. At each biennial election there shall be elected one member for a term of four years to succeed each member whose term shall expire.</p>	
<p>Section 3-8</p> <p>ZONING BOARD OF APPEALS. The zoning board of appeals<u>Zoning Board of Appeals</u> shall consist of five members each of whom is elected for a term of four years. At each biennial election there shall be elected one member for a term of four years to succeed each member whose term shall expire.</p>	

Current	Explanation for Proposed Changes
<p>Section 3-9</p> <p>ZONING BOARD OF APPEALS ALTERNATES. The panel of alternates of the zoning board of appeals <u>Zoning Board of Appeals</u> shall consist of three members each of whom is elected for a term of four years. At each biennial election there shall be elected one member for a term of four years to succeed each member whose term shall expire.</p>	
<p>Section 3-10</p> <p>PLANNING AND ZONING COMMISSION. The planning and zoning commission <u>Planning and Zoning Commission</u> shall consist of seven members each of whom is elected for a term of four years. <u>There shall also be a total of two alternate members who shall be elected. Initially, one alternate member shall be elected for a term of two years and the other alternate member shall be elected for a term of four years.</u> At each biennial election <u>thereafter</u>, there shall be elected one <u>member and one alternate</u> member for a term of four years to succeed each <u>member and each alternate</u> member whose term shall expire.</p>	<p>The purpose of this change is to create two alternate positions whose members shall be elected on a staggered basis.</p>
<p>Section 3-11</p> <p>TOWN MODERATOR. At each biennial election beginning in November, 1993, there shall be elected a t<u>T</u>own m<u>M</u>oderator for a term of two years. The t<u>T</u>own m<u>M</u>oderator shall preside at all t<u>T</u>own meetings and shall work with the b<u>B</u>oard of s<u>S</u>electmen to promote citizen attendance and participation at t<u>T</u>own meetings. In the absence of the <u>elected</u> t<u>T</u>own m<u>M</u>oderator, the t<u>T</u>own meeting shall elect a temporary moderator to preside at that particular meeting and any recess or continuation thereof <u>be called to order and be conducted by the First Selectman or his representative.</u></p>	<p>The purpose of this change is to conform the section with Section 11-2.</p>
<p>Section 3-12</p> <p>POSITION OF PROFIT. <u>No elected or appointed Town official</u></p>	<p>The purpose of this change is (1) to harmonize Sections 3-12</p>

Current	Explanation for Proposed Changes
<p><u>shall, while in office, derive direct financial benefit as a result of any contract, decision or action by any board or position.</u> Except as noted in sSection 7-1, no member of any elected or appointed position shall, while in office, derive direct financial benefit as a result of any contract, decision or action by any board or position. Except as noted in Section 7-1, no member of any elected position <u>elected town official</u> may be appointed to or hired for any paid position with the town or may enter into any contract with the town for a period of one year following his last day in office. <u>The restrictions outlined herein are subject to the provisions of section 7-421 of the general statutes.</u></p>	<p>and 7-1 as to the waiving of the requirement of a one year interval of service, so as to allow hiring of a former elected official as interim Town Manager, and (2) to recognize the authority of Section 7-421 of the general statutes regarding the issues addressed herein.</p>

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 4</p> <p style="text-align: center;">THE BOARD OF SELECTMEN</p>	
<p>Section 4-1</p> <p>THE BOARD OF SELECTMEN. There shall be a board <u>Board</u> of selectmen <u>Selectmen</u> as provided in chapter 3, section <u>Section</u> 3-4 of this charter <u>Charter</u>.</p>	
<p>Section 4-2</p> <p>THE FIRST SELECTMAN. The first-selectman <u>First Selectman</u> shall be chairman of the board <u>Board</u> of selectmen <u>Selectmen</u> and shall preside over all meetings of the board <u>Board</u> of selectmen <u>Selectmen</u>. He shall be an ex-officio member, without vote, of all other town <u>Town</u> boards, commissions and committees. He shall be the official head of the town <u>Town</u> for all ceremonial and military purposes and for the purpose of receiving civil process, and in <u>In</u> the absence of the town manager <u>Town Manager, he</u> shall exercise the authority and perform all the duties of the town manager <u>Town Manager for a period not to exceed 90 consecutive days</u>, except as otherwise specifically provided in this charter <u>Charter</u>. During his absence or disability his duties shall be performed by another member of the board <u>Board</u> of selectmen <u>Selectmen</u> chosen by the members of such board, except as otherwise specifically provided in this charter <u>Charter</u>.</p>	<p>The purpose is to eliminate the responsibility of the First Selectman to receive civil process. That responsibility generally resides with the Town Clerk or otherwise as defined by the general statutes.</p> <p>The duration that the First Selectman can act as Town Manager is limited to 90 consecutive days to encourage appointment of an interim Town Manager if the absence of the Town Manager will extend beyond 90 days, in conjunction with Section 7-1, in order to maintain separation of the legislative and executive branches.</p>

Current	Explanation for Proposed Changes
<p>Section 4-3</p> <p><u>BOARD OF SELECTMEN'S</u> GENERAL POWERS AND DUTIES. Except as otherwise provided in this charter the board of selectmen <u>Charter, the Board of Selectmen</u> shall have the powers and duties conferred by the general and special laws of the state upon the board <u>Board</u> of selectmen <u>Selectmen</u> of the town <u>Town</u>. Except as otherwise provided in this charter <u>Charter</u>, the legislative power of the town <u>Town</u> shall be vested in the board <u>Board</u> of selectmen <u>Selectmen</u>. The board <u>Board</u> of selectmen <u>Selectmen</u> shall have the power to enact, amend or repeal ordinances and resolutions not inconsistent with this charter <u>Charter</u> or the general statutes of the state providing for the preservation of good order, peace, health and safety of the town <u>Town</u> and its inhabitants; create or abolish by ordinance boards, commissions, departments or offices except those provided for in this charter <u>Charter</u>; and establish by resolution such study, advisory or consulting committees as the board <u>Board</u> may determine to be necessary or appropriate for the general welfare of the town <u>Town</u>. The board <u>Board</u> of selectmen <u>Selectmen</u> is authorized in adopting ordinances to incorporate any nationally recognized code, rules and regulations that have been printed in book form, or any code officially adopted by any administrative agency of the state, or any portion thereof, by reference thereto in such ordinance; provided, upon adoption of any such ordinance wherein any such code, rules and regulations or portions thereof have been incorporated by reference, there shall be maintained two copies of such code, rules and regulations in the office of the town clerk <u>Town Clerk</u> for examination by the public. The board <u>Board</u> of selectmen <u>Selectmen</u> may contract for service and the use of facilities of the United States or any federal agency, the State of Connecticut and any political sub-division thereof, or may, by agreement, join with such political subdivisions to provide services and facilities. The board <u>Board</u> of selectmen <u>Selectmen</u> shall consider and endorse a plan of development in accordance with general statutes.</p>	<p>The title caption is amended for purposes of clarity.</p> <p>Substitute a semicolon and capitalization to “Board” for clarity and consistency.</p>

Current	Explanation for Proposed Changes
<p>Section 4-4</p> <p>PROCEDURE. The board<u>Board</u> of selectmen<u>Selectmen</u> shall fix the time and place of its regular meetings and provide a method for the calling of special meetings. It shall determine its own rules of procedure. The presence of three<u>Three</u> members shall constitute a quorum; however, no motion, ordinance, resolution or otherwise, except to adjourn or to fix the time and place of its meeting, shall be adopted by less than three affirmative votes.</p>	<p>The phrase “The presence of” is eliminated in order to facilitate meetings by teleconference or electronic means.</p>
<p>Section 4-5</p> <p>PUBLIC HEARING ON ORDINANCES. At least one public hearing, ten day notice of which shall be given by publication in a newspaper having a circulation in the town<u>Town</u>, and by posting in a public place or places as the board<u>Board</u> of selectmen<u>Selectmen</u> shall prescribe, shall be held by the board<u>Board</u> of selectmen<u>Selectmen</u> before any ordinance shall be passed. The passage of such ordinance shall be advertised in one or more newspapers having a circulation in the town<u>Town</u> and shall not become effective until twenty days after such publication; provided, an ordinance stated to be a public emergency measure and stating the facts constituting such public emergency shall become effective immediately after publication and no public hearing or notice of public hearing shall be required for any public emergency ordinance. Every public emergency ordinance including any amendments thereto, shall automatically stand repealed at the termination of the sixty-first day following final passage of such ordinance. All ordinances shall be filed with the town clerk<u>Town Clerk</u> and recorded, compiled and published by the town clerk<u>Town Clerk</u> as required by law.</p>	
<p>Section 4-6</p> <p>PETITION FOR OVERRULE OF ACTION BY THE BOARD OF</p>	<p>This provision Section 4-6 has been moved from Section 11-</p>

Current	Explanation for Proposed Changes
<p>SELECTMENT. All ordinances other than emergency ordinances and <u>(a) Ordinances</u>, resolutions or votes of the board <u>Board of selectmen</u> <u>Selectmen shall be subject to overrule in accordance with the provisions of this section. However, except these this Section 4-6 shall not apply to emergency ordinances, actions</u> making appointments or removals, or regulating exclusively the internal procedure of the <u>Board of Selectmen</u>.</p> <p>board of selectmen shall be subject to overrule by a special town meeting as follows: <u>(b)</u> If within forty-five days after the publication of any ordinance, resolution or vote, a petition signed by not less than ten percent of the voters <u>electors</u> of the town <u>Town</u>, as determined from the latest election official lists of the registrars of voters, is filed with the town clerk <u>Town Clerk</u> requesting its reference to a special town <u>Town</u> meeting, the effective date of such ordinance, resolution or vote shall be suspended and the board <u>Board of selectmen</u> <u>Selectmen</u> shall fix the time and place of such meeting, which shall be held within twenty days after the filing of the petition, and notice thereof shall be given in the manner provided by the general statutes for the calling of a special town <u>Town</u> meeting. An ordinance, resolution or vote so referred shall take effect upon the conclusion of such meeting unless at least 100 voters constituting a majority of those voting shall have voted in favor of overruling.</p>	<p>5 to be more closely associated with the action of the Board of Selectmen.</p> <p>The new language clarifies that the exceptions to the Petition for Overrule applies only to “emergency ordinances, actions making appointments or removals, or regulating exclusively the internal procedure of the Board of Selectmen.”</p>
<p><u>Section 4-7</u></p> <p>COORDINATION. The board <u>Board</u> of selectmen <u>Selectmen</u> may, at its discretion, convene any or all town <u>Town</u> officials, boards, commissions or committees to review, plan or coordinate activities and operations of town <u>Town</u> government, and may require reports to be submitted to it from all appointed boards and commissions. At any such meeting the electors <u>and taxpayers</u> of the town <u>Town</u> may submit suggestions and criticisms <u>comments</u> for consideration by the appropriate official, board, commission or committee.</p>	<p>The addition of the term “taxpayers” is intended to expand the scope of those interested persons who are authorized to address the meeting; and the substitution of the word “comments” is intended to expand the scope of the dialogue.</p>

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 5</p> <p style="text-align: center;">BOARD OF FINANCE</p>	
<p>Section 5-1</p> <p>BOARD OF FINANCE. There shall be a board<u>Board</u> of finance<u>Finance</u> as provided in chapter 3, section<u>Section</u> 3-6 and whose members shall be subject to section<u>Section</u> 3-12 of this charter<u>Charter</u>.</p>	
<p>Section 5-2</p> <p>GENERAL DUTIES. The board<u>Board</u> of finance<u>Finance</u> shall have such duties with respect to finance and taxation as are set forth in the general statutes except as provided in this charter<u>Charter</u>.</p>	
<p>Section 5-3</p> <p>ANNUAL AUDIT. The board<u>Board</u> of finance<u>Finance</u> shall annually designate an independent certified public accountant or firm of independent public accountants to audit the books and accounts of the town<u>Town</u> as provided in the general statutes as amended.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 6</p> <p style="text-align: center;">APPOINTIVE OFFICERS</p>	
<p>Section 6-1</p> <p>GENERAL. The board<u>Board</u> of selectmen<u>Selectmen</u> by majority vote shall appoint by resolution the following town<u>Town</u> officers: a town-manager<u>Town Manager</u>, a town<u>Town</u> attorney and a treasurer. The board<u>Board</u> of selectmen<u>Selectmen</u> shall appoint by ordinance such other town<u>Town</u> officers, boards and commissions as it may determine are necessary or appropriate for the general welfare of the town<u>Town</u> and not otherwise specifically provided for in this charter<u>Charter</u>. It may also appoint by resolution such committees as it may determine are necessary or appropriate for the general welfare of the town<u>Town</u>.</p>	
<p>Section 6-2</p> <p>TERMS OF OFFICE. All officers appointed by the board<u>Board</u> of selectmen<u>Selectmen</u>, except the town-manager<u>Town Manager</u>, shall take office on the second Monday of January, following the town<u>Town</u> election and shall serve such terms as are hereinafter set forth and until their respective successors shall have been appointed and shall have qualified. It is the intention of this section to permit the board<u>Board</u> of selectmen<u>Selectmen</u> to provide that the terms of appointed officers other than the town-manager<u>Town Manager</u> shall uniformly begin and expire at noon on the second Monday in January in the even numbered years. The town-manager<u>Town Manager</u> shall serve at the pleasure of the board<u>Board</u>. Members of any board or commission appointed by the board<u>Board</u> of selectmen<u>Selectmen</u> shall serve such terms as are provided by ordinance of the board<u>Board</u> of selectmen<u>Selectmen</u>.</p>	

Current	Explanation for Proposed Changes										
<p>Section 6-3</p> <p>GENERAL POWERS AND DUTIES. Except as otherwise provided in this charter<u>Charter</u>, all appointed officials, boards and commissions shall have all the powers and duties prescribed by law or ordinance.</p>											
<p>Section 6-4</p> <p>MINORITY REPRESENTATION, APPOINTIVE AGENCIES. Minority represent-ation<u>representation</u> on any board, commission, committee or similar body of the town<u>Town</u> appointed by the board<u>Board</u> of selectmen<u>Selectmen</u> shall be determined in accordance with the provisions of section 9-167a of the general statutes as amended except in the case of a five-member board, committee, commission or similar body where the maximum number of any such board, committee, commission or similar body from the same political party shall be three. As provided in said section, the maximum number of any such board, commission, committee or similar body who may be members of the same political party shall be as specified in the following table:</p> <table> <tr> <th data-bbox="268 954 470 1094">Column I Total Membership</th><th data-bbox="659 954 940 1094">Column II Maximum from One Party</th></tr> <tr> <td data-bbox="394 1127 420 1159">3</td><td data-bbox="785 1127 810 1159">2</td></tr> <tr> <td data-bbox="394 1192 420 1224">4</td><td data-bbox="785 1192 810 1224">3</td></tr> <tr> <td data-bbox="394 1256 420 1289">5</td><td data-bbox="785 1256 810 1289">3</td></tr> <tr> <td data-bbox="394 1321 420 1354">6</td><td data-bbox="785 1321 810 1354">4</td></tr> </table>	Column I Total Membership	Column II Maximum from One Party	3	2	4	3	5	3	6	4	
Column I Total Membership	Column II Maximum from One Party										
3	2										
4	3										
5	3										
6	4										

Current	Explanation for Proposed Changes
<div>75</div> <div>85</div> <div>96</div> <div>More than 9Two-thirds of total membership</div>	
<p>Section 6-5</p> <p>VACANCIES. Any vacancy in any appointive town<u>Town</u> office, from whatever cause arising, shall be filled by appointment by the appointing authority to such office for the unexpired portion of the term vacated.</p>	
<p>Section 6-6</p> <p>TOWN ATTORNEY. The town<u>Town</u> attorney shall be an attorney at law admitted to practice law in this state. He shall appear for and protect the rights of the town<u>Town</u> in all actions, suits or proceedings brought by or against it or any of its officers or agencies. He shall be the legal advisor to all town<u>Town</u> officers or agencies in all matters affecting the town<u>Town</u> and shall upon written request furnish them with a written opinion on any question of law involving their respective powers and duties. Upon request he shall prepare or approve forms of contracts or other instruments to which the town<u>Town</u> is a party or in which it has an interest. He shall have power, with the approval of the board<u>Board</u> of selectmen<u>Selectmen</u>, to compromise and settle any claims by or against the town<u>Town</u> and to appeal from orders, decisions and judgments.</p>	
<p>Section 6-7</p> <p>COMBINED FUNCTIONS AND POSITIONS. Except as otherwise provided by law, the board<u>Board</u> of selectmen<u>Selectmen</u> in</p>	

Current	Explanation for Proposed Changes
filling appointive positions may, by majority vote, combine functions and positions.	
<p>Section 6-8</p> <p>TREASURER. Duties of the treasurer shall be as provided in section 7-80 of the general statues as amended <u>statutes</u>.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 7</p> <p style="text-align: center;">TOWN MANAGER</p>	
<p>Section 7-1</p> <p>APPOINTMENT. The board<u>Board</u> of selectmen<u>Selectmen</u> shall appoint for an indefinite term, and may remove, a town manager<u>Town Manager</u>, who shall be the chief executive officer and shall be chosen exclusively on the basis of his administrative qualifications, character and experience. The board<u>Board</u> of selectmen<u>Selectmen</u> may appoint an interim town manager<u>Town Manager for a period not to exceed one year</u> during the absence, disability or resignation of the manager. Said interim manager may be an elected town official who may serve as interim town manager for a period no longer than six months<u>The compensation for the interim Town Manager shall be determined by the Board of Selectmen.</u> The provisions of section<u>Section</u> 3-12 of this charter<u>Charter</u> notwithstanding, the appointee<u>interim Town Manager</u> may be currently a town<u>a Town</u> official or a former official who<u>whose</u> last served day in office was less than one year <u>ago</u>. In the event a current town<u>A Town</u> official is appointed, such appointee shall resign <u>or take a leave of absence</u> from the town<u>any Town</u> office held before appointment as interim town manager. The compensation for the interim town manager shall be determined by the board of selectmen<u>Town Manager.</u></p>	<p>Changes the sequence of the sentences for clarity.</p> <p>Limits the interim Town Manager position to one year, regardless of whether the interim Town Manager is an elected or appointed official, a Town employee or an outside consultant.</p> <p>The requirement that an interim Town Manager must have a one year interval from prior service as a Town official is waived consistent with Section 3-12.</p> <p>Clarifies intent that any Town official (elected, appointed or employee) must either resign or take a leave of absence to eliminate potential conflicts before being appointed to the position of interim Town Manager.</p>
<p>Section 7-2</p> <p>DUTIES OF TOWN MANAGER. The town manager<u>Town Manager</u> shall be directly responsible to the board<u>Board</u> of selectmen<u>Selectmen</u> for the administration of all offices and agencies and in charge of persons appointed by him and shall supervise and direct the same. He shall be the purchasing agent of the town<u>Town</u> subject to such rules and regulations as shall be prescribed by the board<u>Board</u> of</p>	

Current	Explanation for Proposed Changes
<p>selectmen<u>Selectmen</u>. The town-manager<u>Town Manager</u> shall keep full and complete records of the doings of his office and it shall be his duty to make periodic reports to the board<u>Board</u> of selectmen<u>Selectmen</u> and to attend its meetings with full right of participation in its discussions; to prepare and cause to be printed<u>published</u>, as soon as possible after the close of the fiscal year, an annual town<u>Town</u> report; to recommend to the board<u>Board</u> of selectmen<u>Selectmen</u> such measures as he shall deem necessary or expedient; to keep or cause to be kept complete books of account showing the financial condition and financial transactions of the town<u>Town</u>, including accounts of all funds and appropriations, and such other accounts and records, not specifically required by law to be kept by other officers, as may be prescribed by the board<u>Board</u> of selectmen<u>Selectmen</u>; to purchase all supplies, materials, equipment and other commodities required by any office or agency of the town<u>Town</u> except the board<u>Board</u> of education<u>Education</u>; to keep the board<u>Board</u> of selectmen<u>Selectmen</u> and the board<u>Board</u> of finance<u>Finance</u> fully advised as to the financial condition of the town<u>Town</u>; to prepare and submit to the board<u>Board</u> of selectmen<u>Selectmen</u> an annual budget and to exercise such other powers and duties as may be imposed on him by the board<u>Board</u> of selectmen<u>Selectmen</u>. Except as otherwise provided in this charter<u>Charter</u>, neither the town<u>Town</u> meeting nor the board<u>Board</u> of selectmen<u>Selectmen</u> shall diminish by ordinance, vote or otherwise the powers and duties of the town-manager<u>Town Manager</u>, except those powers and duties imposed on him by direction of the board<u>Board</u> of selectmen<u>Selectmen</u> under the provisions of this section. The town manager<u>Town Manager</u> shall exercise the authority and perform all the duties of town-manager<u>Town Manager</u>, except as otherwise specifically provided in this charter<u>Charter</u>.</p>	<p>The term “printed” is replaced with the term “published” to allow flexibility in electronic distribution.</p>
<p>Section 7-3</p> <p>APPOINTMENTS. With the approval of the board<u>Board</u> of selectmen<u>Selectmen</u>, the town-manager<u>Town Manager</u> may appoint, and may remove, a town-clerk<u>Town Clerk</u>, chief of police, a tax</p>	

Current	Explanation for Proposed Changes
<p>collector, an assessor, who shall be duly qualified, a director of health, in accordance with 19a-200 <u>section 19a-200</u> of the general statutes as amended, a fire marshal and such other administrative officials or committees as may be necessary or proper for the general welfare of the town <u>Town</u>. The town-manager <u>Town Manager</u> may, subject to the approval of the board <u>Board</u> of selectmen <u>Selectmen</u>, perform the duties of any appointive office provided the same is not inconsistent with law. Except as otherwise provided by law, the town-manager <u>Town Manager</u>, subject to the approval of the board <u>Board</u> of selectmen <u>Selectmen</u>, may, in filling appointive positions-<u> combine functions and positions.</u></p>	
<p>Section 7-4</p> <p>DUTIES OF OFFICERS APPOINTED BY THE TOWN MANAGER. Except as otherwise specifically provided in this charter <u>Charter</u>, the duties of the officers appointed by the town manager <u>Town Manager</u> shall be those prescribed for such officers by the general statutes as amended and the ordinances of the town <u>Town</u>. If the duties and responsibilities of an officer of the town <u>Town</u> are not set forth in the general statutes or ordinances of the town <u>Town</u>, then the town-manager <u>Town Manager</u>, with the approval of the board <u>Board</u> of selectmen <u>Selectmen</u>, shall prescribe the duties and responsibilities of such office.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 8</p> <p style="text-align: center;">ADMINISTRATIVE AGENCIES</p>	
<p>Section 8-1</p> <p>ADMINISTRATIVE AGENCIES. Except as otherwise provided in this charter<u>Charter</u>, the town-manager<u>Town Manager</u> shall be directly responsible to the board<u>Board</u> of selectmen<u>Selectmen</u> for the administration of finance, public works, welfare, health, public safety, and such other offices and agencies as the board<u>Board</u> of selectmen<u>Selectmen</u> may direct.</p> <p>Boards, commissions and officers appointed by the board<u>Board</u> of selectmen<u>Selectmen</u> shall have the powers and duties prescribed by the general statutes and by ordinance of the board<u>Board</u> of selectmen<u>Selectmen</u>.</p>	
<p>Section 8-2</p> <p>POLICE DEPARTMENT. (a) The police department shall be responsible for the preservation of the public peace, prevention of crime, apprehension of criminals, regulation of traffic, protection of rights of persons and property and enforcement of laws of the state and the ordinances of the town<u>Town</u> and all rules and regulations made in accordance therewith. All members of the department shall have the same powers and duties with respect to the service of criminal process and enforcement of criminal laws as are vested in police officers by the general statutes as amended.</p> <p>(b) Chief of Police: Appointments, Powers and Duties. With the approval of the board<u>Board</u> of selectmen<u>Selectmen</u>, the town-manager<u>Town Manager</u> shall appoint and may remove, subject to the provisions of section 7-278 of the general statutes, a town<u>Town</u> chief of police</p>	

Current	Explanation for Proposed Changes
<p>who shall appoint <u>hire</u> and may remove, subject to such rules and regulations as may be adopted pursuant to the merit system provisions of chapter 9 of this charter <u>Charter</u>, all other officers and employees of the department. The chief of police shall appoint <u>hire</u> and may remove an animal control officer. The chief of police shall assign all members of the department, including an animal control officer, to their respective posts, shifts, details and duties. He shall make rules and regulations concerning operation of the department and the conduct of all officers and employees thereof. He shall be responsible for the efficiency, discipline and good conduct of the department and for the care and custody of all property used by the department. Disobedience to the lawful orders, rules and regulations of the chief shall be grounds for dismissal or for other appropriate disciplinary action. The chief of police shall have the power to suspend any member of the department for cause but such suspension shall not continue for more than twenty four hours unless within that time he shall notify the town-manager <u>Town Manager</u> in writing of such action, the grounds of such suspension, and the names of witnesses to sustain such charges. Unless otherwise provided by ordinance of the board <u>Board</u> of selectmen <u>Selectmen</u>, the determination as to the continuance of the suspension shall be made by the town-manager <u>Town Manager</u>.</p>	<p>The substitution of the term “hire” for “appoint” as pertaining to paid employees would add clarity to the process (this change being subject to the confirmation by the Town Attorney).</p>

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 9</p> <p style="text-align: center;">MERIT SYSTEM</p>	
<p>Section 9-1</p> <p>MERIT SYSTEM ESTABLISHED. All officers and employees in the classified service of the town <u>Town</u> as described in section <u>Section</u> 9-2 shall be appointed <u>hired</u> on the basis of merit and in conformity with recognized principles of public personnel administration.</p>	<p>The substitution of the term “hire” for “appoint” as pertaining to paid employees would add clarity to the process</p>
<p>Section 9-2</p> <p>THE CLASSIFIED SERVICE. The classified service shall include appointees to all positions now or hereafter created except the following: elective officers and persons appointed to fill vacancies in elective offices; members of boards and commissions and other officers appointed by the board <u>Board</u> of selectmen <u>Selectmen</u>; employees of the board <u>Board</u> of education <u>Education</u>; persons employed in a professional capacity to make or conduct temporary and special inquiry, study or investigation; and persons employed for a temporary period not exceeding three months. It shall be the duty of the town manager <u>Town Manager</u> to cause to be prepared a statement of the duties and responsibilities of each position in the classified service and of the minimum qualifications for appointment to such positions. These statements shall comprise the classification plan of the town <u>Town</u>, which shall become effective upon approval by resolution of the board <u>Board</u> of selectmen <u>Selectmen</u> and which may be amended upon recommendation of the town manager <u>Town Manager</u>, by resolution of the board <u>Board</u> of selectmen <u>Selectmen</u>. New or additional positions in the classified service may be created and changes in the duties and responsibilities of existing positions may be made by resolution upon the recommendation of the town manager <u>Town Manager</u>. The town manager <u>Town Manager</u> shall also cause to have prepared a set of</p>	<p>The removal of the terms “appointees” and “appointment to” as pertaining to paid employees would add clarity to the process.</p>

Current	Explanation for Proposed Changes
<p>personnel rules which shall provide, among other things, for the method of holding competitive examinations, administration of the classification plan, probationary periods of employment, hours of work, vacations, sick leaves and other leaves of absence, removals, and such other rules as may be necessary to provide an adequate and systematic procedure for the handling of the personnel affairs of the town<u>Town</u>.</p> <p>Any person holding a <u>classified service</u> position shall thereafter be subject in all other respects to the provisions of this charter<u>-Charter</u>.</p>	
<p>Section 9-3</p> <p>POLITICAL ACTIVITY. (a) No person employed in the classified civil service may (1) use his official authority or influence for the purpose of interfering with or affecting the result of an election or a nomination for office; (2) directly or indirectly coerce, attempt to coerce, command or advise a state or local officer or employee to pay, lend or contribute anything of value to a party, committee, organization, agency or person for political purposes.</p> <p>(b) A person employed in said classified service retains the right to vote as he chooses and to express his opinions on political subjects and candidates and shall be free to participate in political management and campaigns. Such activity may include, but shall not be limited to, membership and holding of office in a political party, organization or club, campaigning for a candidate in a partisan election by making speeches, writing on behalf of the candidate or soliciting votes in support of or in opposition to a candidate and making contributions of time and money to political parties, committees or other agencies engaged in political action, except that no classified employee shall engage in such activity while on duty or within any period of time during which such employee is expected to perform services for which he receives compensation from the town<u>Town</u>, and no such employee shall utilize town<u>Town</u> funds, supplies, vehicles or facilities to secure support for or oppose any candidate, party, or issue in a political</p>	

Current	Explanation for Proposed Changes
<p>partisan election.</p> <p>Notwithstanding the provisions of this subsection, no person employed in the classified civil service shall be a candidate for elective office in a political partisan election in the Town of Granby.</p>	<p>The last paragraph of existing Section 9-3 is being deleted because it is in conflict with section 7-421(b) of the general statutes. See also sections 7-421(a) and (e) of the general statutes.</p>
<p>Section 9-4</p> <p>RETIREMENT OF TOWN EMPLOYEES. The board <u>Board</u> of selectmen <u>Selectmen</u> may provide by ordinance a system of retirement allowances for the town's <u>Town's</u> regular full-time paid employees and for contribution by employees and the town <u>Town</u> to a fund from which such allowances shall be paid, and the board <u>Board</u> of selectmen <u>Selectmen</u> may authorize the transfer of the management and investment of the town's <u>Town's</u> pension funds to any fiduciary institution chartered or licensed to operate in the State of Connecticut. The town <u>Town</u> may enter into a contract with any insurance company authorized to do business in this state for the purpose of insuring the whole or any part of its retirement plan, may elect to participate in the Connecticut Municipal Employees' Retirement Fund, or elect to participate in the old-age and survivors insurance system under Title II of the Social Security Act, in accordance with the provisions of part II of chapter 113 of the general statutes as amended, or may elect any combination thereof. The board <u>Board</u> of selectmen <u>Selectmen</u> may by ordinance provide for employee retirement.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 10</p> <p style="text-align: center;">FINANCE AND TAXATION</p>	
<p>Section 10-1</p> <p>PRELIMINARY BUDGET ESTIMATES. It shall be the duty of the t<u>T</u>own m<u>M</u>anager to compile preliminary estimates for the annual budget. The head of each office or agency of the t<u>T</u>own supported wholly or in part from t<u>T</u>own funds, or for which a specific t<u>T</u>own appropriation is made, except the b<u>B</u>oard of e<u>E</u>ducation, shall, on or before March 10th, file with the t<u>T</u>own m<u>M</u>anager on forms provided by him a detailed estimate of the expenditures to be made by his office or agency and the revenue, other than tax revenues, to be collected thereby in the ensuing fiscal year. Such estimates shall be accompanied by a statement setting forth, in narrative or such other form as the t<u>T</u>own m<u>M</u>anager may prescribe, a program or programs showing services, activities and work accomplished during the current year and to be accomplished during the ensuing year. The fiscal year shall be the twelve month period commencing on July 1st.</p>	
<p>Section 10-2</p> <p>DUTIES OF THE TOWN MANAGER ON BUDGET. On or before <u>the third Monday in</u> March the t<u>T</u>own m<u>M</u>anager shall present to the b<u>B</u>oard of s<u>S</u>electmen a budget consisting of:</p> <p>(a) A statement outlining the important features of the proposed budget plan;</p> <p>(b) Estimates of revenue, presenting in parallel columns the itemized receipts collected in the last completed fiscal year, the receipts collected during the current fiscal year to the time of preparing the estimates, the receipts estimated to be collected during the current</p>	<p>The proposed date change to the third Monday in March is to allow sufficient time between the presentation to the Board of Selectmen and the submission to the Board of Finance.</p>

Current	Explanation for Proposed Changes
<p>fiscal year, and estimates of the receipts, other than from the property tax, to be collected in the ensuing fiscal year;</p> <p>(c) Itemized expenditures for each office or agency for the last fiscal year and actual expenditures for the current fiscal year to the time of preparing the estimates, total expenditures as estimated for the current fiscal year, the requests of the several offices and agencies for the ensuing fiscal year and the t<u>T</u>own m<u>M</u>anager's recommendations for the ensuing fiscal year for all items. The t<u>T</u>own m<u>M</u>anager shall present reasons for all of his recommendations.</p> <p>(d) As a part of the annual budget or as a separate report attached thereto, the t<u>T</u>own m<u>M</u>anager shall present a program concerning proposed t<u>T</u>own capital improvement projects (municipal and school) for the ensuing fiscal year and for the four fiscal years thereafter. The t<u>T</u>own m<u>M</u>anager shall recommend to the b<u>B</u>oard of s<u>S</u>electmen those projects to be undertaken during the ensuing fiscal years and a method of financing the same. The proposed municipal and school capital projects shall be analyzed jointly by the b<u>B</u>oard of s<u>S</u>electmen, b<u>B</u>oard of f<u>F</u>inance, b<u>B</u>oard of e<u>E</u>ducation or representatives thereof and other appropriate officials to evaluate for timing and budget impact of the proposed projects.</p>	
<p>Section 10-3</p> <p>DUTIES OF THE BOARD OF SELECTMA<u>E</u>N ON BUDGET. On or before the first Monday in April, the b<u>B</u>oard of s<u>S</u>electmen shall present to the b<u>B</u>oard of f<u>F</u>inance the completed budget as prepared by the t<u>T</u>own m<u>M</u>anager and such alternatives or changes as it deems necessary.</p>	

Current	Explanation for Proposed Changes
<p>Section 10-4</p> <p>DUTIES OF THE BOARD OF EDUCATION ON BUDGET. On or before the first Monday in April, the b<u>B</u>oard of e<u>E</u>ducation shall submit to the b<u>B</u>oard of f<u>F</u>inance its estimates of receipts and expenditures for the coming fiscal year. Such estimates shall be in the form prescribed by the state board of education, plus such amplification as may be required by the b<u>B</u>oard of f<u>F</u>inance.</p>	
<p>Section 10-5</p> <p>ANNUAL BUDGET PROCESS. (a) ALL APPROPRIATIONS. All appropriations, except for self funded accounts which do not involve t<u>T</u>own funding, shall be approved by the b<u>B</u>oard of f<u>F</u>inance through the procedures set forth in s<u>S</u>ections 10-5 and 10-6 of this e<u>C</u>harter, and all accounts shall be audited annually in accordance with generally accepted accounting principles.</p> <p>(b) HEARING - ANNUAL TOWN BUDGET. The b<u>B</u>oard of f<u>F</u>inance shall hold a public hearing on the second Monday in April and, if it deems necessary, on the next succeeding day at which any elector or taxpayer may have an opportunity to be heard regarding the budget proposed for the ensuing fiscal year. Following the receipt of the estimates from the b<u>B</u>oard of s<u>S</u>electmen and the b<u>B</u>oard of e<u>E</u>ducation and prior to the public hearing or hearings required by this section, the b<u>B</u>oard of f<u>F</u>inance may make such revisions in the budget estimates as it deems desirable. Following the public hearing or hearings, the b<u>B</u>oard of f<u>F</u>inance may again make such revisions in the budget estimates, as it deems desirable and shall recommend such revised budget to the annual town meeting<u>Town to be voted on in accordance with Section (c) of this Section 10-5.</u> Copies of the proposed annual budget shall be made available for general distribution in the office of the t<u>T</u>own m<u>M</u>anager, the Granby Public Library, the Cossitt Library and the Police Department and other locations and media as deemed appropriate by the b<u>B</u>oard of s<u>S</u>electmen by</p>	<p>The changes to this Section 10-5 are for the purpose of adopting a referendum procedure to determine the approval of the annual Town budget.</p>

Current	Explanation for Proposed Changes
<p>Thursday noon prior to the public hearing or hearings. Copies of any revisions in the budget recommended by the b<u>B</u>oard of f<u>F</u>inance following the public hearing, together with copies of the original proposed annual budget, shall likewise be available for general distribution at the same locations and other locations and media as deemed appropriate by the b<u>B</u>oard of s<u>S</u>electmen by Thursday noon prior to the annual town meeting <u>third Monday in April</u>.</p> <p>c) MEETING — ANNUAL TOWN BUDGET. (herein referred to as the ANNUAL TOWN MEETING). The annual town meeting shall be called to order on the fourth Monday in April, to act on the budget recommended by the board of finance. If there are fewer than 230 persons present at the annual town meeting who are eligible to vote, the moderator of the meeting, after reasonable discussion and after the completion of other business, shall recess such meeting and order the annual budget to be voted by voting machine on the following Monday. If there are 230 or more persons present at the annual town meeting who are eligible to vote, the moderator of the meeting, after reasonable discussion, shall call for a vote by secret ballot on the question of whether to adopt the budget. The budget shall be adopted if approved by at least a two-thirds plurality of those present and voting at said meeting. If the budget is not adopted, the meeting shall continue for informational purposes or may be recessed at the pleasure of the meeting.</p> <p><u>(c)</u> (d) MACHINE VOTE. If a vote on the annual budget by secret ballot is not carried by the required two-thirds plurality of those present and voting at the annual town meeting, or if fewer than 230 persons are present at the meeting and eligible to vote, a <u>A</u> machine vote shall be held on the following Monday. <u>proposed annual Town budget on the fourth Monday in April</u>. Absentee ballots for the machine vote shall be available at the office of the t<u>T</u>own e<u>C</u>lerk. The budget shall be adopted if approved by a majority of those voting in the machine vote. If the machine vote fails to adopt the budget, the annual town meeting <u>a hearing</u> shall continue be held on the next succeeding</p>	

Current	Explanation for Proposed Changes
<p>Monday for informational purposes with a machine vote the following Monday, and the process shall continue in a like manner until a budget is adopted. If the meeting hearing or machine vote is continued to the last Monday in May and such Monday is a holiday, said continued meeting hearing or machine vote shall be held the next day.</p> <p>(e) <u>(d)</u> BOARD OF FINANCE ACTION. During a recess of the annual town meeting the period between machine votes, the bBoard of fFinance may revise the proposed budget to be submitted for the next machine vote. Summaries of the revised proposed budget shall be available before the annual town meeting reconvenes next machine vote.</p> <p>If the budget is not adopted by June 15th, the bBoard of fFinance shall appropriate sufficient funds pending the adoption of the budget to meet continuing salary schedules and contractual obligations, at budget levels <u>and obligations</u> then in effect and may authorize borrowing, which may be necessary to fund the appropriation.</p> <p>(f) <u>(e)</u> BUDGET FORMAT AND PROCEDURE. The budget resolution adopted at the annual town meeting or by machine vote may provide for appropriation of funds by departmental or functional summary and need not include all items of expense as required in the budget document by sSection 10-2 of this chapter. An official copy of the budget resolution as finally adopted shall be filed by the bBoard of fFinance with the tTown eClerk within one week following adoption. Within ten days after adoption of the budget resolution the bBoard of fFinance shall fix the tax rate in mills, which shall be levied on the taxable property in the tTown for the ensuing fiscal year.</p> <p>(g) <u>(f)</u> CAPITAL FUND AND APPROPRIATIONS. If recommended by the bBoard of sSelectmen and incorporated as a part of the proposed budget of the bBoard of sSelectmen, the bBoard of fFinance, in accordance with the provisions of chapter 108 of the general statutes as amended, may levy annually a tax not to exceed two mills as provided in said chapter 108 for a capital and non-recurring</p>	<p>The term “and obligations” should be added to insure that the authority exists to cover the debt principal and interest that may come due after the budget then in effect.</p> <p>Certain language in the existing Section 10-5(e) should be eliminated to avoid implication that any additional information needs to be provided in the resolution, as is the Town’s traditional practice.</p>

Current	Explanation for Proposed Changes
<p>expenditure fund. Upon recommendation by the b<u>B</u>oard of s<u>S</u>electmen, the b<u>B</u>oard of f<u>F</u>inance shall have the power to transfer from time to time to this fund any portion of the general fund cash surplus not otherwise appropriated or encumbered.</p> <p>Appropriations for construction or other permanent improvements, from whatever source derived, shall not lapse until the purpose for which the appropriation was made shall have been accomplished or abandoned as stated by resolution by the b<u>B</u>oard of s<u>S</u>electmen, provided that any such project shall be deemed to have been abandoned if three fiscal years shall elapse without any addition to, or expenditure from, or encumbrance of the appropriation therefore.</p> <p>Section 10-6</p> <p>EXPENDITURES AND ACCOUNTING. (a) No purchase shall be made by any office or agency of the t<u>T</u>own other than the b<u>B</u>oard of e<u>E</u>ducation, except through the t<u>T</u>own m<u>M</u>anager and such purchases shall be made under such rules and regulations as may be established by ordinance by the b<u>B</u>oard of s<u>S</u>electmen.</p> <p>(b) No voucher, claim or charge against the t<u>T</u>own other than the b<u>B</u>oard of e<u>E</u>ducation shall be paid until the same has been audited by the t<u>T</u>own m<u>M</u>anager and approved by him as being correct and proper. Checks shall be drawn on the t<u>T</u>own by the t<u>T</u>own m<u>M</u>anager for the payment of approved claims which shall be valid only when countersigned by the treasurer or his authorized agent. In the absence or inability to act of either the t<u>T</u>own m<u>M</u>anager or the treasurer with respect to the above duty, the f<u>F</u>irst s<u>S</u>electman is authorized to substitute temporarily for either but not both of them.</p> <p>(c) Any person receiving or holding funds of the t<u>T</u>own shall pay same over to the t<u>T</u>own treasurer in the time and manner prescribed by the t<u>T</u>own m<u>M</u>anager.</p> <p>(d) The several offices and agencies of the town <u>No person</u> shall</p>	

Current	Explanation for Proposed Changes
<p>not involve the town in any obligation to spend money for any purpose in excess of the amount appropriated for such office or agency.</p> <p>(e) Subject to the provisions of chapter 11, sSection 11-3(a), subsection (a) of this chapter additional appropriations over and above the total budget may be approved from time to time by the bBoard of finance by resolution, upon recommendation of the bBoard of selectmen, for items other than bBoard of education requests. In the case of requests of the bBoard of education, the bBoard of selectmen shall have the right to comment prior to action by the bBoard of finance. Certification from the town manager that there is available an unappropriated and unencumbered general cash surplus to meet such appropriations shall be required before approval by the bBoard of finance. The sum of all appropriations made under this subsection during the same fiscal year shall not exceed one and one-half percent of the current tax levy. In calculating the sum of all such additional appropriations during the same fiscal year, appropriations of the following <u>legally committed amounts</u> shall be excluded: insurance reimbursements; gifts and bequests to the town for a designated purpose; state, federal or private grants <u>or state or federal reimbursements</u>, requiring no obligation for additional or future expenditure by the town.</p> <p>(f) Upon request transmitted by the town manager and approved by the board of selectmen, the board of finance by resolution may transfer any unexpended and unencumbered appropriation, balance or portion thereof from one department, office or agency of the town, except the board of education, to another. No transfer shall be made from any appropriation for debt service and other statutory charges.</p> <p><u>Notwithstanding the foregoing and the provisions of Chapter 11, upon a declaration of an emergency by the Town Manager and upon a resolution adopted by a two-thirds vote of the Board of Selectmen that an emergency situation confronts the Town where prompt action is necessary to avoid serious harm to the Town or its property or its</u></p>	<p>The language of Section 10-6(d) was modified to clarify the intent.</p> <p>The purpose of the change in Section 10-6(e) is (1) to insure that all exclusions are based on legal commitments and (2) to allow for an exclusion based on state or federal reimbursements.</p> <p>The emergency appropriation provision of Section 10-6(f) is intended to provide some flexibility in the funding process when the Town is confronted with an emergency.</p>

Current	Explanation for Proposed Changes
<p><u>inhabitants, the Board of Finance, by a two-thirds vote, may make an emergency appropriation of up to three (3) percent of the current tax levy without the necessity of a Town meeting. Certification from the Town Manager that there is available an unappropriated and unencumbered general cash surplus to meet such an appropriation shall be required before approval by the Board of Finance.</u></p> <p><u>(g) Upon request transmitted by the Town Manager and approved by the Board of Selectmen, the Board of Finance by resolution, may transfer any unexpended and unencumbered appropriation, balance or portion thereof from one department, office or agency of the Town, except the Board of Education, to another. No transfer shall be made from any appropriation for debt service and other statutory charges.</u></p> <p>(g)<u>(h)</u> Except for appropriations for capital improvements subject to the provisions of s<u>S</u>ection 10-5 of this chapter, all appropriations shall lapse at the end of the fiscal year to the extent that they shall not have been expended or encumbered.</p> <p>(h) <u>(i)</u> Every payment made in violation of the provisions of this e<u>C</u>harter shall be deemed illegal and every official authorizing or making such payment or any part thereof resulting in loss to the t<u>T</u>own shall be jointly and severally liable to the t<u>T</u>own for the full amount so paid or received. If any appointive officer or employee of the t<u>T</u>own shall knowingly incur any obligation or shall authorize or make any expenditure in violation of this e<u>C</u>harter or take any part therein, such action shall be cause for his removal.</p>	
<p>Section 10-7</p> <p>BORROWING. The t<u>T</u>own shall have the power to incur indebtedness by issuing its bonds or notes as provided by the general statutes.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 11</p> <p style="text-align: center;">THE TOWN MEETINGS</p>	
<p>Section 11-1</p> <p>ANNUAL AND SPECIAL TOWN MEETINGS. An annual town meeting for the consideration of the budget and the transaction of other town business, hereinafter referred to as the Annual Town Meeting, shall be held on the fourth Monday in April. It may be recessed from time to time. Special t<u>T</u>own meetings shall be called by the b<u>B</u>oard of s<u>S</u>electmen only as provided by the terms of this c<u>C</u>harter and in the manner provided by the general statutes as amended. .</p>	<p>This change is to reflect the proposed changes to Section 10-5</p>
<p>Section 11-2</p> <p>PROCEDURE. All t<u>T</u>own meetings shall be called to order and conducted by the t<u>T</u>own m<u>M</u>oderator and all business conducted in the manner provided by the general statutes, except as otherwise provided in this e<u>C</u>harter. In the absence of the elected t<u>T</u>own m<u>M</u>oderator, the t<u>T</u>own meeting shall be called to order and conducted by the f<u>F</u>irst s<u>S</u>electman or his representative. The t<u>T</u>own e<u>C</u>lerk shall serve as clerk of all t<u>T</u>own meetings but in the t<u>T</u>own e<u>C</u>lerk's absence an acting clerk may be designated by the meeting. <u>a Town staff employee may be designated by the meeting moderator to fulfill the Town Clerk's responsibilities at the meeting.</u></p> <p>All votes at the annual town meeting concerning amounts of the budget or the procedure for adopting the budget shall be by paper ballot unless otherwise determined by unanimous consent.</p>	
<p>Section 11-3</p> <p>WHEN A TOWN MEETING IS REQUIRED. (a) A t<u>T</u>own meeting must be held for (1) the annual budget; <u>(1) (2) any resolution, except for an emergency appropriation provided for by Section 10-6(f),</u> making an</p>	

Current	Explanation for Proposed Changes
<p>appropriation in excess of the amounts specified in chapter 10, sSection 10-6(e), subsection (e) but less than 3 percent of the Grand Levy for any purpose; (3) <u>(2)</u> any resolution authorizing the issuance of bonds or notes or other borrowing of less than 3 percent of the Grand Levy; (4) <u>(3)</u> any sale of real estate in fee simple of the t<u>T</u>own used or reserved for t<u>T</u>own purposes; and (5) <u>(4)</u> any purchase of real estate in fee simple over the cost of \$10,000 <u>\$100,000</u>. which shall become effective only after it has been approved by the board of finance and adopted at a town meeting by the affirmative vote of a majority of those present and entitled to vote at such meeting. <u>The action as to items (1) through (4) shall become effective only after it has been approved by the Board of Finance and adopted at a Town meeting by the affirmative vote of a majority of those voting at such meeting.</u></p> <p>(b) The b<u>B</u>oard of s<u>S</u>electmen may at its discretion require any proposal it deems of sufficient importance to be submitted to those entitled to vote by law at an annual meeting or at a special <u>a Town meeting</u> called for such purpose and such proposal shall become effective only after it has been approved by a majority of those voting at such meeting.</p> <p>(c) After approval by the b<u>B</u>oard of f<u>F</u>inance, any resolution appropriating 3 percent of the Grand Levy or more, with the exception of the annual budget, and any resolution authorizing the issuance of bonds or notes of 3 percent of the Grand Levy or more shall be placed on the call of a t<u>T</u>own meeting; and after completion of other business and after reasonable discussion on such resolution, the moderator of said meeting shall recess the meeting, and such resolution shall become effective only after it has been submitted to the persons qualified to vote in such meeting on the seventh day thereafter for a "yes" or "no" vote on the voting machine between the hours established for referenda in accordance with the general statutes as amended. <u>The form of voting may be by voting machine or paper ballot at the discretion of the Board of Selectmen.</u> The voting machine ballot labels shall be provided <u>approved</u> by the t<u>T</u>own e<u>C</u>lerk. Such ordinance or</p>	<p>The proposed change would increase to \$100,000 the threshold real estate cost that would require a Town meeting so as to update this provision to be consistent with current real estate values.</p> <p>The new language allows for a paper ballot where appropriate.</p>

Current	Explanation for Proposed Changes
<p>resolution shall, if approved by a majority voting thereon, become effective without adoption at a t<u>T</u>own m<u>M</u>eeting.</p>	
<p>Section 11-4</p> <p>ACTIONS BY A TOWN MEETING. (a) The t<u>T</u>own meeting shall not act upon any proposal for the sale or purchase of real estate or the issuance of bonds or other borrowing, except upon the recommendation of the b<u>B</u>oard of s<u>S</u>electmen, nor act upon any appropriation which has not been acted upon by the b<u>B</u>oard of s<u>S</u>electmen unless the same shall have been before the b<u>B</u>oard of s<u>S</u>electmen for sixty (60) days without action.</p> <p>(b) With the exception of the annual budget, the town meeting may increase the amount of any appropriation above the amount recommended by the board of selectmen or make an appropriation not recommended by the board of selectmen, provided that either action shall require the affirmative vote of a two-thirds plurality of the voters voting thereon, which plurality shall consist of at least one hundred and fifty voters. No town meeting shall increase the amount of any bond issue above the amount recommended by the board of selectmen.</p>	<p>The existing Section 11-4(b) should be deleted because the Town meeting should not be authorized to increase an expenditure beyond that considered and approved by the Board of Finance and certified by the Town Manager as supported by available funds.</p>
<p>Section 11-5</p> <p>PETITION FOR OVERRULE. All ordinances other than emergency ordinances and resolutions or votes of the board of selectmen, except those making appointments or removals or regulating exclusively the internal procedure of the board of selectmen shall be subject to overrule by a special town meeting as follows: If within forty-five days after the publication of any ordinance, resolution or vote, a petition signed by not less than ten percent of the voters of the town, as determined from the latest election official lists of the registrars</p>	<p>The former Section 11-5 was transferred to become Section 4-6.</p>

Current	Explanation for Proposed Changes
<p>of voters, is filed with the town clerk requesting its reference to a special town meeting, the effective date of such ordinance, resolution or vote shall be suspended and the board of selectmen shall fix the time and place of such meeting, which shall be held within twenty days after the filing of the petition, and notice thereof shall be given in the manner provided by the general statutes for the calling of a special town meeting. An ordinance, resolution or vote so referred shall take effect upon the conclusion of such meeting unless at least 100 voters constituting a majority of those voting shall have voted in favor of overruling.</p>	

Current	Explanation for Proposed Changes
<p style="text-align: center;">CHAPTER 12</p> <p style="text-align: center;">TRANSITION AND MISCELLANEOUS PROVISIONS</p>	
<p>Section 12-1</p> <p>REMOVALS. (a) Except as otherwise provided in this eCharter and as provided by the provisions of section 7-278 of the general statutes <u>as amended</u>, any appointive officer or employee or appointive member of a board or commission may be removed by the authority which appointed him, provided he shall first be given notice in writing of his removal. Said officer, employee or board or commission member shall, upon written request to the appointing authority within ten days from the date of receipt of this removal notice, be immediately given notice in writing of the specific grounds of removal. Thereafter, if requested either in the request for specific grounds or in a subsequent written request submitted to the appointing authority within five days from the receipt of such specific grounds said officer, employee or board member shall be given written notice from the appointing authority setting forth the time and place of an opportunity to be heard in his own defense, personally and/or by counsel, at a public hearing before the appointing authority, to be held not less than five nor more than twenty days after receipt of such request for hearing. With the exception of the initial notice of removal, the bBoard of sSelectmen shall act for and in the place of the tTown mManager, the chief of police, or any other appointing authority as to each and every request, notice and hearing provided for hereunder.</p> <p>No employee of the <u>b</u>Board of eEducation, below the rank of superintendent or supervising agent, who holds a regular certificate of qualification issued by the state board of education shall be removed except in accordance with the general statutes of Connecticut.</p>	

Current	Explanation for Proposed Changes
<p>Section 12-2</p> <p>EXISTING LAWS AND ORDINANCES. All general statutes applicable to the town and all ordinances and bylaws of the t<u>T</u>own shall continue in all force and effect, except as they are inconsistent with the provisions of this e<u>C</u>harter. All special acts or parts of special acts relating to the t<u>T</u>own are repealed with the exception of those not inconsistent with provisions of this e<u>C</u>harter.</p>	<p>The deletion of the term “general statutes” was appropriate to eliminate any implication that the Charter should prevail over the general statutes in the case of a conflict.</p>
<p>Section 12-3</p> <p>OFFICIALS' BONDS. Authority is given for the purchase of a blanket bond conditioned upon honesty and/or faithful performance of official duties of those officials required by the b<u>B</u>oard of s<u>S</u>electmen to post a surety company bond. Premiums for any officials' bonds shall be paid by the t<u>T</u>own.</p>	
<p>Section 12-4</p> <p>AMENDMENT OF THIS CHARTER. This e<u>C</u>harter may be amended in the manner prescribed by the general statutes. The b<u>B</u>oard of s<u>S</u>electmen shall review the provisions of this e<u>C</u>harter from time to time as it deems such review to be in the best interest of the t<u>T</u>own, said review to be published as part of the annual t<u>T</u>own report. The Board of Selectmen shall appoint a commission not later than ten years from the effective date of this e<u>C</u>harter to review, and propose amendment to or revision of this e<u>C</u>harter in the manner prescribed by the general statutes.</p>	

Current	Explanation for Proposed Changes
<p>Section 12-5</p> <p>SAVING CLAUSE. If any section of this e<u>C</u>harter shall be held invalid by a court of competent jurisdiction, such invalidation shall not affect the remainder of this e<u>C</u>harter nor the context in which such section so held invalid may appear, except to the extent that an entire section or part of section may be inseparably connected in meaning and effect with the section or part of section to which such invalidation shall directly apply.</p>	
<p>Section 12-6</p> <p>This amended e<u>C</u>harter shall become effective immediately upon ratification by the electors of the t<u>T</u>own on November 56, 2002<u>2012</u> in the manner prescribed by section 7-191 of the general statutes.</p>	